

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

No. 00-81 Erie

DONALD THOMAS,
Plaintiff

v.

CITY OF ERIE, PENNSYLVANIA;
CHIEF OF POLICE PAUL DeDIONISIO;
OFFICER CLARK PETERS;
OFFICER MICHAEL NOLAN
UNNAMED CITY OF ERIE POLICE OFFICERS;
OFFICER MATT FISCHER;
OFFICER TODD McLAUGHLIN,
Defendants

**ADDENDUM TO
BILL OF COSTS**

Pursuant to the Certified Judgment issued in lieu of a formal mandate on July 19, 2007 by the Clerk for the United States Court of Appeals for the Third Circuit at Docket Number 06-2134 and in accordance with the Third Circuit Court Judgment dated June 8, 2007 affirming the District Court's Order dated March 1, 2006, with costs taxed against Appellant/Defendant, Donald Thomas

Respectfully submitted,

By: /s/ John J. Mead, Esquire
John J. Mead, Esquire
Suite 800 Renaissance Centre
1001 State Street
Erie PA 16501
(814) 459-1726
PA I.D. # 39610
Attorney for Appellees

MACDONALD ILLIG JONES & BRITTON LLP

ATTORNEYS AT LAW
 100 STATE STREET, SUITE 700
 ERIE, PENNSYLVANIA 16507-1198
 814 870-7600 FAX 814-454-4647
 TAX I.D. NO. 25-0918810

City of Erie/Paul DeDionisio/Clark Peters July 13, 2000
 City of Erie Solicitor's Ofc. Invoice 167046
 626 State Street, Room 505
 Erie, PA 16501

Page 2

BILLING SUMMARY

	Hours	Rate/Hr	Dollars
J. L. Seaman	1.60	55.00	88.00
J. J. Mead	8.80	125.00	1,100.00
TOTAL	10.40		1,188.00

Fees for legal services\$ 1,188.00

Reimbursable Costs

05/11/00 Morse Gantverg & Hodge, Inc.	88.50
transcript	
Photocopies	.30

Total reimbursable costs.....\$ 88.80

Current billing for this file..... 1,276.80

Credit fee retainer applied	(1,188.00)
Credit cost retainer applied	(88.80)

Total balance due for this file.....\$ 0.00

*****PAYMENT DUE UPON RECEIPT*****

MACDONALD ILLIG JONES & BRITTON LLP

ATTORNEYS AT LAW
100 STATE STREET, SUITE 700
ERIE, PENNSYLVANIA 16507-1498
814-870-7600 FAX 814-454-4647
TAX I.D. NO. 25-0918810

City of Erie/Paul DeDionisio/Clark Peters
City of Erie Solicitor's Ofc.
626 State Street, Room 505
Erie, PA 16501

August 10, 2000
Invoice 168071

Page 3

- 07/18/00 Finalize Answers, Responses and Objections of Defendants to Plaintiffs First Set of Interrogatories and Requests for Production of Documents. Letter to Atty. O'Brien enclosing same. J. L. Seaman
- 07/24/00 Finalize Interrogatories and Requests for Production of Documents Directed to Plaintiff Thomas. Letter to Atty. O'Brien enclosing discovery and Authorization. J. L. Seaman
- 07/24/00 Review and revise first set of interrogatories to plaintiff. J. J. Mead

BILLING SUMMARY

	Hours	Rate/Hr	Dollars
G. J. Oros	.60	55.00	33.00
J. L. Seaman	11.00	55.00	605.00
J. J. Mead	16.20	125.00	2,025.00
TOTAL	27.80		2,663.00

Fees for legal services\$ 2,663.00

Reimbursable Costs

Photocopies	80.25
FAX Charges	5.75
Computerized Legal Research	1.37
Postage	6.35

Total reimbursable costs.....\$ 93.72

MACDONALD ILLIG JONES & BRITTON LLP

APR 18 2001

ATTORNEYS AT LAW
 100 STATE STREET, SUITE 700
 ERIE, PENNSYLVANIA 16507-1498
 814-870-7600 FAX 814-454-4647
 TAX I.D. NO. 25-0918810

City of Erie/Paul DeDionisio/Clark Peters
 City of Erie Solicitor's Ofc.
 626 State Street, Room 505
 Erie, PA 16501

April 12, 2001
 Invoice 177086

Page 1

Our File # 17598.0000
 City of Erie/Thomas

For Services Through 04/11/01

11/09/00 Attention to docket review through Pacer to check
 status.
 J. L. Seaman

03/26/01 Discussion with Attorney Chris Sinnott regarding
 Clark Peters' testimony; discussion with Clark
 Peters regarding same.
 J. J. Mead

BILLING SUMMARY

	Hours	Rate/Hr	Dollars
J. L. Seaman	.10	55.00	5.50
J. J. Mead	.40	125.00	50.00
TOTAL	.50		55.50

Fees for legal services\$ 55.50

Reimbursable Costs

02/05/01 Pacer Service Center
 10/1/00 - 12/31/00 billing cycle 1.68
 Photocopies .45

Total reimbursable costs.....\$ 2.13

Current billing for this file..... 57.63

City of Erie/Paul DeDionisio/Clark Peters
 City of Erie Solicitor's Ofc.
 626 State Street, Room 505
 Erie, PA 16501

June 7, 2001
 Invoice 179282

Page 1

Our File # 17598.0000
 City of Erie/Thomas

For Services Through 05/31/01

05/21/01 Prepare for hearing before Judge Cohill; review of
 file; discussion with Tim O'Brien regarding same.
 J. J. Mead

05/22/01 Attention to docketing pretrial and trial
 schedule.
 J. L. Seaman

05/22/01 Prepare for and attend Status Conference.
 J. J. Mead

05/29/01 Attention to docketing additional court deadlines.
 J. L. Seaman

BILLING SUMMARY

	Hours	Rate/Hr	Dollars
J. L. Seaman	.60	60.00	36.00
J. J. Mead	1.90	125.00	237.50
TOTAL	2.50		273.50

Fees for legal services\$ 273.50

Reimbursable Costs

Long Distance Charges .22

Total reimbursable costs.....\$.22

P. 02

FAX NO. 18144544647

JUL-13-2007 FRI 02:17 PM MacDonald Illig

MACDONALD ILLIG JONES & BRITTON LLP

ATTORNEYS AT LAW
 100 STATE STREET, SUITE 700
 ERIE, PENNSYLVANIA 16507-1498
 814-870-7600 FAX 814-454-4647
 TAX I.D. NO. 25-0918810

City of Erie/Paul Dedionistio/Clark Peters July 6, 2001
 City of Erie Solicitor's Ofc. Invoice 180386 Page 3
 626 State Street, Room 505
 Erie, PA 16501

BILLING SUMMARY

Hours	Rate/Hr	Dollars
J. L. Seaman	3.00	55.00
J. J. Mead	10.10	125.00
TOTAL	13.10	1,427.50

Fees for legal services\$ 1,427.50

Reimbursable Costs

Photocopies 23.55
 Long Distance Charges 1.87

Total reimbursable costs.....\$ 25.42

Current billing for this file..... 1,452.92

Total balance due for this file.....\$ 1,452.92

*****PAYMENT DUE UPON RECEIPT*****

MACDONALD ILLIG JONES & BRITTON LLP

ATTORNEYS AT LAW
 100 STATE STREET, SUITE 700
 ERIE, PENNSYLVANIA 16507-1498
 814-870-7600 FAX 814-454-4647
 TAX I.D. NO. 25-0918810

City of Erie/Paul DeDionisio/Clark Peters September 11, 2001
 City of Erie Solicitor's Ofc. Invoice 182885 Page 5
 626 State Street, Room 505
 Erie, PA 16501

08/21/01 Draft letter to Tim O'Brien regarding depositions
 and outstanding discovery; review transcript of
 LCE Hearing of Latino's in preparation for
 depositions; prepare for depositions.
 J. J. Mead

08/23/01 Prepare for depositions of Police Chief
 DeDionisio, Marcus Lane, Pedro Vargas, Martin
 Tamaz, Hose Contraes and Valerie Sprenkle.
 J. J. Mead

08/27/01 Prepare for depositions.
 J. J. Mead

08/28/01 Prepare for depositions of Martin Tamez, Marcus
 Lane, Pedro Vargas, Chief DeDionisio and Hose
 Contraras; meeting with Chief DeDionisio for
 deposition preparation.
 J. J. Mead

08/29/01 Prepare and defend and take depositions of Chief
 DeDionisio, Pedro Vargas, Martin Tamez and Valerie
 Sprenkle.
 J. J. Mead

BILLING SUMMARY

	Hours	Rate/Hr	Dollars
J. L. Seaman	11.50	60.00	690.00
J. J. Mead	82.70	125.00	10,337.50
TOTAL	94.20		11,027.50

Fees for legal services\$11,027.50

Reimbursable Costs

08/06/01 Ferguson & Holdnack Reporting	906.90
depositions/transcript	
08/08/01 Jose Contreras	48.45
witness fee and mileage	
08/08/01 Martin Tamaz	48.45

MACDONALD ILLIG JONES & BRITTON LLP

ATTORNEYS AT LAW
100 STATE STREET, SUITE 700
ERIE, PENNSYLVANIA 16507-1498
814-870-7600 FAX 814-454-4647
TAX I.D. NO. 25-0918810

City of Erie/Paul DeDionisio/Clark Peters
City of Erie Solicitor's Ofc.
626 State Street, Room 505
Erie, PA 16501

September 11, 2001
Invoice 182885

Page 6

08/08/01	witness fee and mileage	
08/08/01	Marquis Lane	48.45
08/08/01	witness fee and mileage	
08/08/01	Pedro Vargas	47.07
08/14/01	witness fee and mileage	
08/14/01	Eldon R. Griffin	145.35
	serviec of subpoenas - Vargas, Lane & Contearas	
08/15/01	Eldon R. Griffin, PA Constable	48.45
	Service of Subpoena	
	Tamaz	
08/21/01	Sargent's Court Reporting	267.30
	deposition transcript	
08/31/01	Ferguson & Holdnack Reporting	249.00
	transcript	
	Photocopies	241.50
	Long Distance Charges	5.17

Total reimbursable costs.....\$ 2,056.09

Current billing for this file..... 13,083.59

Credit cost retainer applied(14.28)

Total balance due for this file.....\$ 13,069.31

*****PAYMENT DUE UPON RECEIPT*****

MACDONALD ILLIG JONES & BRITTON LLP

ATTORNEYS AT LAW
 100 STATE STREET, SUITE 700
 ERIE, PENNSYLVANIA 16507-1498
 814-870-7600 FAX 814-454-4647
 TAX I.D. NO. 25-0918810

City of Erie/Paul DeDionisio/Clark Peters
 City of Erie Solicitor's Ofc.
 626 State Street, Room 505
 Erie, PA 16501

October 15, 2001
 Invoice 184599

Page 2

09/21/01 Telephone call to Constable Shotzberger regarding
 service of subpoena on PA State Police; letter to
 Shotzberger enclosing documents for service;
 attention to service of subpoena on Hamot
 Immediate Care.
 J. L. Seaman

09/24/01 Research and draft summary judgments for City of
 Erie, Police Chief DeDionisio, Clark Peters, Mike
 Fisher, Mike Nolan and Todd McLaughlin.
 J. J. Mead

09/26/01 Research and draft summary judgment motions.
 J. J. Mead

BILLING SUMMARY

	Hours	Rate/Hr	Dollars
J. L. Seaman	4.60	55.00	253.00
J. J. Mead	13.30	60.00	798.00
	17.90	125.00	2,237.50
TOTAL			2,237.50
			1,915.50
Fees for legal services			\$ 1,938.50
			1,916.50

Reimbursable Costs

09/21/01 Ferguson & Holdnack Reporting	844.30
transcripts	
09/21/01 Richard Shotzberger	12.50
service of subpoena	
Photocopies	9.30
Long Distance Charges	1.32
Total reimbursable costs.....	\$ 867.42

MACDONALD ILLIG JONES & BRITTON LLP

ATTORNEYS AT LAW
 100 STATE STREET, SUITE 700
 ERIE, PENNSYLVANIA 16507-1498
 814-870-7600 FAX 814-454-4647
 TAX I.D. NO. 25-0918810

City of Erie/Paul DeDionisio/Clark Peters November 9, 2001
 City of Erie Solicitor's Ofc. Invoice 185368
 626 State Street, Room 505
 Erie, PA 16501

Page 3

BILLING SUMMARY

	Hours	Rate/Hr	Dollars
J. L. Seaman	2.10	55.00	115.50
J. L. Seaman	1.90	60.00	114.00 104.50
J. J. Mead	20.80	125.00	2,600.00
TOTAL	24.80		2,829.50
Fees for legal services			2,820.00
			2,829.50

Reimbursable Costs

10/02/01 Richard Shotzberger	12.50
service costs - PSP	
Photocopies	15.30
FAX Charges	8.00
Long Distance Charges	.22
Total reimbursable costs.....	\$ 36.02

Current billing for this file.....	2,856.02
	2,865.52

File balance brought forward (Billed and unpaid).....	23.00
INCORRECTLY BILLED, THUS NOT PAID	

Balance of Inv. #184599 Dated 10/15/01 \$	23.00
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Total balance due for this file.....	\$ 2,888.52
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*****PAYMENT DUE UPON RECEIPT*****

2,856.

MACDONALD ILLIG JONES & BRITTON LLP

ATTORNEYS AT LAW
100 STATE STREET, SUITE 700
ERIE, PENNSYLVANIA 16507-1498
814-870-7600 FAX 814-454-647
TAX I.D. NO. 25-0918810

City of Erie/Paul DeDionisio/Clark Peters December 6, 2001
City of Erie Solicitor's Ofc. Invoice 186502
626 State Street, Room 505
Erie, PA 16501

Page 2

- 11/28/01 Assist in preparation of motions for summary judgment on behalf of defendants; begin preparation of appendix to motions for summary judgment.
J. L. Seaman
- 11/29/01 Prepare Appendix to Motions for Summary Judgment on Behalf of Defendants.
J. L. Seaman
- 11/29/01 Research and draft six summary judgment briefs.
J. J. Mead
- 11/30/01 Assist in preparation of briefs in support of motions for summary judgment on behalf of all defendants; continue preparation of Appendix to motions.
J. L. Seaman
- 11/30/01 Research and draft six summary judgment briefs.
J. J. Mead

BILLING SUMMARY

	Hours	Rate/Hr	Dollars
J. L. Seaman	10.90	55.00	
J. J. Mead	48.60	125.00	6,075.00
TOTAL	59.50		6,729.00
			6,729.00 6,674.50
Fees for legal services			\$ 6,729.00

Reimbursable Costs

Photocopies	1.80
Long Distance Charges	1.32
Total reimbursable costs.....	\$ 3.12

MACDONALD ILLIG JONES & BRITTON LLP

ATTORNEYS AT LAW
 100 STATE STREET, SUITE 700
 ERIE, PENNSYLVANIA 16507-1498
 814-870-7600 FAX 814-454-4647
 TAX I.D. NO. 25-0918810

City of Erie/Paul DeDionisio/Clark Peters
 City of Erie Solicitor's Ofc.
 626 State Street, Room 505
 Erie, PA 16501

January 14, 2002
 Invoice 188070

Page 1

Our File # 17598.0000
 City of Erie/Thomas

For Services Through 12/31/01

12/03/01 Finalize preparation of defendants' motions for summary judgment and briefs in support; complete preparation of appendix to motions; letter to counsel enclosing same; attention to filing of same.
 J. L. Seaman

12/03/01 Finalize six summary judgment motions.
 J. J. Mead

12/04/01 Update pleadings and discovery indices; attention to file organization.
 J. L. Seaman

12/15/01 Review of subpoena for Clark Peters.
 J. J. Mead

12/24/01 Review plaintiff's motion for summary judgment.
 J. J. Mead

BILLING SUMMARY

	Hours	Rate/Hr	Dollars
J. L. Seaman	6.90	55.00	379.50
J. J. Mead	3.00	125.00	375.00
TOTAL	9.90		754.50

Fees for legal services\$ 754.50

Reimbursable Costs

Binding Documents	27.00
Photocopies	426.45
Long Distance Charges	.55
Computerized Legal Research	61.67
Postage	12.48

MACDONALD ILLIG JONES & BRITTON LLP

ATTORNEYS AT LAW
100 STATE STREET, SUITE 700
ERIE, PENNSYLVANIA 16507-1498
814-870-7600 FAX 814-454-4647
TAX I.D. NO. 25-0918810

City of Erie/Paul DeDionisio/Clark Peters
City of Erie Solicitor's Ofc.
626 State Street, Room 505
Erie, PA 16501

January 14, 2002
Invoice 188070

Page 2

Total reimbursable costs.....\$	528.15
Current billing for this file.....	1,282.65
File balance brought forward (Billed and unpaid).....	6,677.62

Balance of Inv.#186502 Dated 12/06/01 \$ 6,677.62

Total balance due for this file.....\$ 7,960.27

*****PAYMENT DUE UPON RECEIPT*****

MACDONALD ILLIG JONES & BRITTON LLP

ATTORNEYS AT LAW
 100 STATE STREET, SUITE 700
 ERIE, PENNSYLVANIA 16507-1498
 814-870-7600 FAX 814-454-4647
 TAX I.D. NO. 25-0918810

City of Erie/Paul DeDionisio/Clark Peters
 City of Erie Solicitor's Ofc.
 626 State Street, Room 505
 Erie, PA 16501

February 18, 2002
 Invoice 189615

Page 2

01/28/02 Review of Thomas' Brief; research regarding reply
 to plaintiff's reply brief.
 J. J. Mead

BILLING SUMMARY

	Hours	Rate/Hr	Dollars
J. L. Seaman	4.90	55.00	269.50
J. J. Mead	24.10	60.00	294.00
TOTAL	29.00	125.00	3,012.50
			3,306.50
			3,282.00
Fees for legal services			\$ 3,282.00
			3,306.50

Reimbursable Costs

Photocopies	185.55
Long Distance Charges	.22
Postage	9.48

Total reimbursable costs.....\$ 195.25

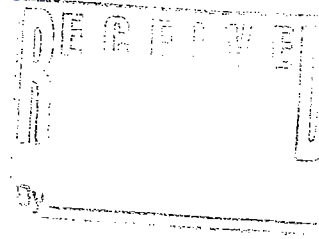
Current billing for this file.....~~3,501.75~~
 3,477.25

Total balance due for this file.....\$ ~~3,501.75~~
 3,477.25

*****PAYMENT DUE UPON RECEIPT*****

MACDONALD ILLIG JONES & BRITTON LLP

ATTORNEYS AT LAW
 100 STATE STREET, SUITE 700
 ERIE, PENNSYLVANIA 16507-1498
 814-870-7600 FAX 814-454-4647
 TAX I.D. NO. 25-0918810



City of Erie/Paul DeDionisio/Clark Peters
 City of Erie Solicitor's Ofc.
 626 State Street, Room 505
 Erie, PA 16501

March 12, 2002
 Invoice 190501

Page 2

02/21/02 Research and draft Reply Briefs.
 J. J. Mead

02/22/02 Shepardize Brockway and Com. v. Pringle cases
 regarding obscene gestures and speech involving
 police officers.
 J. L. Seaman

02/22/02 Research and draft Reply Brief.
 J. J. Mead

02/27/02 Research and draft Reply Brief.
 J. J. Mead

02/28/02 Research and draft Reply Briefs.
 J. J. Mead

BILLING SUMMARY

	Hours	Rate/Hr	Dollars
J. L. Seaman	1.60	60.00 ^{55.00}	96.00
J. J. Mead	25.00	125.00	3,125.00
TOTAL	26.60		3,221.00

Fees for legal services\$ 3,221.00

Reimbursable Costs

Photocopies	34.20
Long Distance Charges	.88

Total reimbursable costs.....\$ 35.08

MACDONALD ILLIG JONES & BRITTON LLP

ATTORNEYS AT LAW
100 STATE STREET, SUITE 700
ERIE, PENNSYLVANIA 16507-1498
814-870-7600 FAX 814-454-4647
TAX I.D. NO. 25-0918810

City of Erie/Paul DeDionisio/Clark Peters
City of Erie Solicitor's Ofc.
626 State Street, Room 505
Erie, PA 16501

April 15, 2002
Invoice 191760

Page 2

Fees for legal services\$ 2,452.00

Reimbursable Costs

Binding Documents	33.00
Photocopies	118.80
Long Distance Charges	.33
Computerized Legal Research	1.09
Postage	12.60

Total reimbursable costs.....\$ 165.82

Current billing for this file..... 2,617.82

File balance brought forward (Billed and unpaid)..... 3,256.08

Balance of Inv.#190501 Dated 03/12/02 \$ 3,256.08

Total balance due for this file.....\$ 5,873.90

*****PAYMENT DUE UPON RECEIPT*****

MACDONALD ILLIG JONES & BRITTON LLP

ATTORNEYS AT LAW
100 STATE STREET, SUITE 700
ERIE, PENNSYLVANIA 16507-1498
814-870-7600 FAX 814-454-4647
TAX I.D. NO. 25-0918810

City of Erie/Paul DeDionisio/Clark Peters
City of Erie Solicitor's Ofc.
626 State Street, Room 505
Erie, PA 16501

May 8, 2002
Invoice 192762

Page 1

Our File # 17598.0000
City of Erie/Thomas

For Services Through 04/30/02

Fees for legal services\$ 0.00

Reimbursable Costs

04/25/02 PACER Service Center 1.40
1/1/02 - 3/31/02 billing

Total reimbursable costs.....\$ 1.40

Current billing for this file..... 1.40

File balance brought forward (Billed and unpaid)..... 2,617.82

Balance of Inv.#191760 Dated 04/15/02 \$ 2,617.82

Total balance due for this file.....\$ 2,619.22

*****PAYMENT DUE UPON RECEIPT*****

MACDONALD ILLIG JONES & BRITTON LLP

ATTORNEYS AT LAW
100 STATE STREET, SUITE 700
ERIE, PENNSYLVANIA 16507-1498
814-870-7600 FAX 814-454-4647
TAX I.D. NO. 25-0918810

City of Erie/Paul DeDionisio/Clark Peters
City of Erie Solicitor's Ofc.
626 State Street, Room 505
Erie, PA 16501

July 24, 2002
Invoice 196075

Page 1

Our File # 17598.0000
City of Erie/Thomas

For Services Through 06/30/02

06/12/02 Reply to Audit letter.
J. J. Mead

BILLING SUMMARY

	Hours	Rate/Hr	Dollars
J. J. Mead	.30	125.00	37.50
TOTAL	.30		37.50
Fees for legal services			\$ 37.50
Reimbursable Costs			
Photocopies			.30
FAX Charges			1.50
Total reimbursable costs.....			\$ 1.80
Current billing for this file.....			39.30
Total balance due for this file.....			\$ 39.30

*****PAYMENT DUE UPON RECEIPT*****

MACDONALD ILLIG JONES & BRITTON LLP

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100 STATE STREET, SUITE 700
ERIE, PENNSYLVANIA 16507-1498
814-870-7600 FAX 814-454-4647
TAX I.D. NO. 25-0918810

City of Erie/Paul DeDionisio/Clark Peters
City of Erie Solicitor's Ofc.
626 State Street, Room 505
Erie, PA 16501

March 26, 2003
Invoice 206115

Page 1

Our File # 17598.0000
City of Erie/Thomas

For Services Through 02/28/03

01/24/03 Attention to Westlaw research to obtain copy of
Third Circuit Opinion in Forbes case.
J. L. Seaman

BILLING SUMMARY

	Hours	Rate/Hr	Dollars
J. L. Seaman	.20	55.00	11.00
TOTAL	.20		11.00
Fees for legal services			\$ 11.00
Reimbursable Costs			
Photocopies			2.55
Computerized Legal Research			5.21
Total reimbursable costs.....			\$ 7.76
Current billing for this file.....			18.76
Total balance due for this file.....			\$ 18.76

*****PAYMENT DUE UPON RECEIPT*****

MACDONALD ILLIG JONES & BRITTON LLP

ATTORNEYS AT LAW
100 STATE STREET, SUITE 700
ERIE, PENNSYLVANIA 16507-1459
814-870-7600 FAX 814-454-4647
TAX I.D. NO. 25-0918810

City of Erie/Paul DeDionisio/Clark Peters
City of Erie Solicitor's Ofc.
626 State Street, Room 505
Erie PA 16501

August 12, 2005
Invoice 247102

Page 2

to Judge Cohill; letter to C. Buehler regarding same.
M. H. Haller 0.20 hrs. 125.00/hr 25.00

BILLING SUMMARY

	Hours	Rate/Hr	Dollars
M. H. Haller	1.60	125.00	200.00
R. S. Warner	0.70	125.00	87.50
TOTAL	2.30	\$125.00	\$287.50

Fees for legal services \$287.50

Reimbursable Costs

PACER Service - billing cycle 7/1/04 - 9/30/04	1.05
FAX Charges	1.75
Long distance telephone charges	1.00
Photocopies	3.00

Total reimbursable costs 6.80

Overpayment to Commonwealth -\$15.00

Net current billing for this file \$279.30

Total balance due for this file \$279.30

*****PAYMENT DUE UPON RECEIPT*****

MACDONALD ILLIG JONES & BRITTON LLP

ATTORNEYS AT LAW
 100 STATE STREET, SUITE 700
 ERIE, PENNSYLVANIA 16507-1459
 814-870-7600 FAX 814-454-4647
 TAX I.D. NO. 25-0918810

City of Erie/Paul DeDionisio/Clark Peters
 City of Erie Solicitor's Ofc.
 626 State Street, Room 505
 Erie PA 16501

March 23, 2006
 Invoice 257895

Page 2

	J. L. Seaman	2.50 hrs.	55.00/hr	137.50
03/14/06	Access PACER to review docket for signed Order by Judge Cohill regarding withdrawal and substitution of appearance for defendants.			
	J. L. Seaman	0.10 hrs.	55.00/hr	5.50

BILLING SUMMARY

	Hours	Rate/Hr	Dollars
J. L. Seaman	4.60	55.00	253.00
M. H. Haller	1.00	125.00	125.00
TOTAL	5.60	\$67.50	\$378.00

Fees for legal services **\$378.00**

Reimbursable Costs

Photocopies 39.75

Total reimbursable costs **39.75**

Net current billing for this file **\$417.75**

Total balance due for this file **\$417.75**

*****PAYMENT DUE UPON RECEIPT*****

AND NOW, this 2nd day of August, 2007, come Defendants/Appellees, by and through their attorney, John J. Mead, Esquire, and file this Addendum to Bill of Costs consisting of all invoices and documentation to support the Bill of Costs, as follows:

1. I am the attorney for Defendants/Appellees in the within cause of action. Presently, I am an Assistant Solicitor for the City of Erie with its principal place of business located at 626 State Street, Room 505, Erie, PA 16501.
2. At all times relevant to the incurrence of costs on behalf of Defendants/Appellees in this litigation, I was employed by the law firm, MacDonald, Illig, Jones & Britton, LLP, (hereinafter referred to as "MIJB"), with its principal place of business being located at 100 State Street, Suite 700, Erie, PA 16501.
3. During my employment with the MIJB law firm, I was contacted by City Solicitor, Gregory A. Karle, Esquire, for the purpose of handling the defense of this action on behalf of all Defendants/Appellees due to a conflict of interest related to this litigation, at the time, within the Office of the City Solicitor.
4. In accordance with the Affidavit as electronically filed on July 27, 2007, with the Clerk for the United States District Court for the Western District of Pennsylvania, and attached to Defendants/Appellees Bill of Costs, the disbursements in the form of costs and fees were necessarily and actually incurred and/or performed in the defense of this litigation. A copy of said Affidavit is attached hereto and made a part hereof just as if fully set forth.
5. Defendants/Appellees have necessarily and actually incurred costs and expenses in the total amount of \$4,154.75 in the said cause.
6. On June 8, 2007, the United States Court of Appeals for the Third Circuit issued

an Opinion and Judgment affirming the District Court's grant of summary judgment in favor of the Defendants/Appellees at Docket Number 06-2134, with costs taxed against Appellee.

7. On July 19, 2007, the Clerk for the United States Court of Appeals for the Third Circuit certified the Order of the Court affirming the District Court's grant of summary judgment in favor of Defendants/Appellees and taxing costs against Plaintiff/Appellant.

8. Defendants/Appellees file the within Addendum to Bill of Costs in accordance with the electronic filing received from the Clerk of the District Court dated July 31, 2007, directing Defendants/Appellees to file an addendum to support their bill which addendum shall consist of all necessary supporting documentation in support of the Bill of Costs, as filed.

WHEREFORE, Defendants/Appellees respectfully request this Honorable Court issue an Order granting Defendants/Appellees costs as submitted in Appellees Bill of Costs as filed on July 27, 2007 with the District Court and as supported by the within Addendum to Bill of Costs which consists of the necessary supporting documentation in the amount of \$4,154.75 as costs taxed against Plaintiff/Appellant.

Respectfully submitted,

By: /s/ John J. Mead, Esquire

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

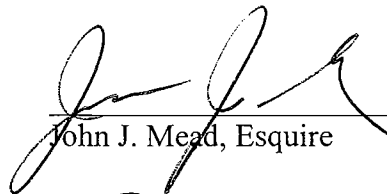
DONALD THOMAS,	:	
Plaintiff	:	
v.	:	
	:	No. 00-cv-00081E
CITY OF ERIE, PENNSYLVANIA;	:	District Judge: Hon. Maurice B. Cohill, Jr.
CHIEF OF POLICE PAUL DeDIONISIO;	:	
OFFICER CLARK PETERS;	:	(3 rd Cir. Ct of Apls Docket No. 06-2134)
OFFICER MICHAEL NOLAN	:	
UNNAMED CITY OF ERIE POLICE OFFICERS;	:	
OFFICER MATT FISCHER;	:	
OFFICER TODD McLAUGHLIN,	:	
Defendants	:	

AFFIDAVIT


Commonwealth of Pennsylvania :
County of Erie :

John J. Mead, Esquire, Assistant Solicitor, being duly sworn, deposes and says:

1. I am the attorney for Defendants/Appellees in the above-entitled cause, and as such am better informed as to the within costs and disbursements than the said Defendants/Appellees.
2. The items contained in the within Bill of Costs are correct to the best of my knowledge and belief.
3. The said disbursements have been necessarily incurred in the said cause.
4. The services for which fees charged in the Bill of Costs have been actually and necessarily performed.


John J. Mead, Esquire

Subscribed and sworn to before me on July 26, 2007.


Notary Public

